

JC10 Rec'd PCT/PTO 11 JUL 2005

U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: 11 July 2005 ( 11 .07. 2005)
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		10/541826 U.S. APPL. NO. UNKNOWN Not Yet Assigned
INTERNATIONAL APPLICATION NO.: PCT/AU2003/001348	INTERNATIONAL FILING DATE: 10 October 2003 (10.10.2003)	PRIORITY DATE CLAIMED: 11 October 2002 (11.10.2002) 25 March 2003 (25.03.2003)
TITLE OF INVENTION: <b>VENDING MACHINE FOR DISPENSING BAGS</b>		
APPLICANT(S) FOR DO/EO/US: <b>ERWIN, Stephen William</b>		
Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 USC 371(f) The submission must include items(5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)):</p> <p style="margin-left: 20px;">a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</p> <p style="margin-left: 20px;">b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p style="margin-left: 20px;">c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</p> <p>6. <input type="checkbox"/> A English translation of the International Application as filed (35 U.S.C. 371(c)(2).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p style="margin-left: 20px;">a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).</p> <p style="margin-left: 20px;">b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p style="margin-left: 20px;">c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p style="margin-left: 20px;">d. <input checked="" type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> <p><b>ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:</b></p> <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A <b>FIRST</b> preliminary amendment.</p> <p>14. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 USC 154(d)(4)</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 USC 154(d)(4)</p> <p>20. <input checked="" type="checkbox"/> Other items or information:</p> <p style="margin-left: 20px;">TRANSMITTAL FORM WITH FEE CALCULATION; INTERNATIONAL PUBLICATION WO 2004/034342 A1, INTERNATIONAL PUBLICATION DATE 22 APRIL 2004 (22.04.2004); APPLICATION WHICH CONSISTS OF 23 PAGES INCLUDING: 2 COVER PAGES CONTAINING THE ABSTRACT; 16 PAGES TEXTUAL SPECIFICATION, 2 PAGES OF 14 CLAIMS, 3 SHEETS OF DRAWINGS; PCT/ISA/210 INTERNATIONAL SEARCH REPORT; PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION UNDER 37 CFR S 1.137(b); STATEMENT THAT ENTIRE DELAY IN FILING WAS UNINTENTIONAL; UNEXECUTED INVENTOR'S DECLARATION; INFORMATION DISCLOSURE STATEMENT; PTO FORM 1449 CITING 5 REFERENCES WITH 5 REFERENCES ATTACHED; DEMAND; WRITTEN OPINION; INTERNATIONAL PRELIMINARY EXAMINATION REPORT; REQUEST.</p>		

U.S. APPLICATION NO. 10/541826 <small>(if known, not yet assigned)</small>	INTERNATIONAL APPLICATION NO. PCT/ AU2003/001348	DATE: 11 July 2005 ( 11 .07.2005)
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The following fees are submitted:  21. Basic national fee ..... \$ 300  22. Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy Provisions of PCT Article 33(1)-(4) ..... \$ 0 All other situations..... \$200  23. Search fee (37 CFR 1.492(b) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) ..... \$ 0 Search fee (37 CFR 1.445(a)(2) has been paid on the international application to the USPTO as an International Searching Authority.....\$100 International Search Report prepared and provided to the Office..... \$400 All other situations..... \$500  ___ Additional fee for specification and drawings filed in paper over 100 sheets (excluding Sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets to paper or fraction thereof.  <div style="text-align: right;">TOTAL:</div>	<u>CALCULATIONS</u>  \$ 300   \$ 200   \$ 400   \$ 900	<u>PTO USE ONLY</u>
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Surcharge of \$130.00 for furnishing the oath or declaration later than ___ 20 ___ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$	
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CLAIMS	NO. FILED	NO. EXTRA	RATE		
TOTAL	14 -20=	0	X \$ 50.00	\$	0.00
INDEPENDENT	3 - 3=	0	X \$ 200.00	\$	0.00
Multiple dependent claims(s) (if applicable)			+ \$360.00	\$	0.00
TOTAL OF ABOVE CALCULATIONS =				\$	900.00
Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).				\$	-450.00
SUBTOTAL =				\$	450.00
Processing fee of \$130.00 for furnishing the English translation later than ___ 20 ___ 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	0.00
TOTAL NATIONAL FEE =				\$	450.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$	0.00
Petition fee under 1.17(m) to Revive Unintentionally Abandoned Application Under 37 CFR S 1.137(b) as a small entity				\$	750.00
TOTAL FEES ENCLOSED =				\$	1,200.00
				Amount to be:	
				refunded	\$
				charged	\$

U.S. APPLICATION NO. (if known) not yet assigned  <div style="font-size: 24pt; font-weight: bold;">10/541826</div>	INTERNATIONAL APPLICATION NO.  PCT/AU2003/001348	DATE: 11 July 2005 (11.07.2005)
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a. ☒ Two checks in the aggregate amount of \$ 1,200.00 to cover the above fees (including Petition Fee Under 1.17(m)) are enclosed.

b. ☐ Please charge my Deposit Account No. 14-0112 in the amount of \$ \_\_\_\_\_ to cover the above fees. (A duplicate copy of this sheet is enclosed.)

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0112.

d. Fees are to be charged to a credit card ☐ WARNING: Information on this form may become public ☐ Credit Card Information should not be included on this form. ☐ Provide credit card information and authorization on PTO-2038

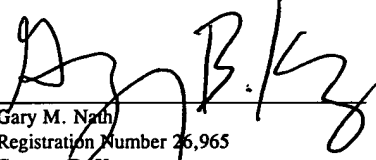
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

☒ PETITION UNDER 37 CFR 1.137(b) to Revive Unintentionally Abandoned Application is enclosed.

Send All Correspondence To:

Gary M. Nath  
NATH & ASSOCIATES PLLC  
1030 15<sup>th</sup> Street, N.W.  
Sixth Floor  
Washington, D.C. 20005

(202) 775-8383 (phone)  
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 Gary M. Nath  
 Registration Number 26,965  
 Gregory B. Kang  
 Registration No. 45,273  
 Customer No. 20529

10/541826

Attorney Docket No. 26883U

1020 Rec'd PCT/PTO 11 JUL 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

ERWIN, Stephen William

International Application No. PCT/AU2003/001348

Serial No. NOT YET ASSIGNED

International Filing Date: 10 October 2003 (10.10.2003)

Filed: July 11, 2005

For: VENDING MACHINE FOR DISPENSING BAGS

TRANSMITTAL LETTER

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

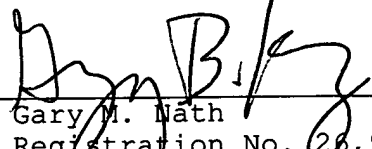
Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Transmittal Letter To U.S. Designated/Elected Office (DO/EO/US) Concerning Filing under 35 U.S.C. 371;
- (3) International Publication No: WO 2004/034342 A1, International Publication Date: 22 April 2004 (22.04.2004)
- (4) Application which consists of 23 pages including:
  - 2 cover pages containing the Abstract,
  - 16 pages Textual Specification,
  - 2 pages of 14 Claims,
  - 3 sheets of Drawings;
- (5) PCT/ISA/210 International Search Report;
- (6) **Petition To Revive Unintentionally Abandoned Application Under 37 CFR § 1.137(b);**
- (7) **Statement That Entire Delay In Filing Was Unintentional;**
- (8) Unexecuted Inventor's Declaration;
- (9) Information Disclosure Statement;
- (10) PTO Form 1449 citing 5 references with 5 references attached;
- (11) Demand;
- (12) Written Opinion;
- (13) International Preliminary Examination Report;
- (14) Request
- (15) Check No. 23306 \$450.00 for Government Filing Fee, Search fee and Examination fee as a small entity;
- (16) Check No. 23307 \$ 750.00 Petition Fee under 37 CFR § 1.17(m) as a small entity;
- (17) Postcard for early notification of serial number.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

By:

  
Gary M. Nath  
Registration No. 26,965  
Gregory B. Kang  
Registration No. 45,273

Date: July 11, 2005  
NATH & ASSOCIATES PLLC  
1030<sup>th</sup> 15<sup>TH</sup> Street, NW - 6<sup>th</sup> Floor  
Washington, D.C. 20005  
GMN/GBK/dd/PCT.NATLphase\_PetRevive.TL

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10/541826

JC20 Rec'd PCT/PTO 1-1 JUL 2005  
Attorney Docket No. 26883U

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
ERWIN, Stephen William  
International Application No. PCT/AU2003/001348  
Serial No. NOT YET ASSIGNED  
International Filing Date: 10 October 2003 (10.10.2003)  
Filed: July 11, 2005  
For: **VENDING MACHINE FOR DISPENSING BAGS**

**STATEMENT THAT ENTIRE DELAY IN FILING WAS UNINTENTIONAL**

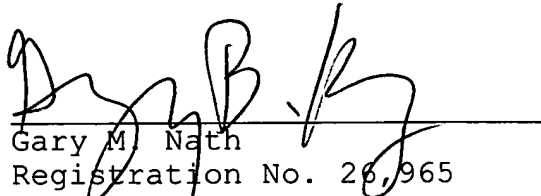
Commissioner for Patents  
Attn: PCT Legal  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant, through the undersigned attorney, states that the entire delay in filing this entry into the national phase due 11 April 2005, until the filing of this statement and the attached Petition under 37 CFR 1.137(b), is unintentional, as required by 37 CFR 1.137(b)3.

Respectfully submitted,

**NATH & ASSOCIATES PLLC**

  
\_\_\_\_\_  
Gary M. Nath  
Registration No. 26,965  
Gregory B. Kang  
Registration No. 45,273  
Customer No. 20529

Date: July 11, 2005  
NATH & ASSOCIATES PLLC  
1030 15<sup>TH</sup> Street, NW - 6<sup>th</sup> Floor  
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GMN/GBK/dd:Pet.1.137(b)StatementUnit.DelayPCT